

PATENT Customer Number 22,852 Attorney Docket No. 06843.0028-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS Washington, D.C. 20231 Prior Application Art Unit: 1642 Prior Application Examiner: Hunt, J. SIR: This is a request for filing a ☑ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 09/046,785, filed March 23, 1998, of Tsutomu ARAKAWA and Yoshiko KITA, for ANTIBODY-INDUCED APOPTOSIS. 1. \boxtimes Enclosed is a complete copy of the prior specification including the oath or Declaration, as originally filed. On information and belief, I hereby verify that the attached papers are a true copy of the specification of prior U.S. Application Serial No. 08/568,072 as originally filed on December 5, 1995, of the Declaration filed February 26, 1996, in U.S. Application Serial No. 08/568,072, and of the Associate Power of Attorney and Change of Address filed May 13, 1999, in U.S. Application Serial No. 09/046,785, filed March 23, 1998. Also enclosed is a copy of the formal drawings filed and accepted during the prosecution of U.S. Application Serial No. 08/568,072. On information and belief, I hereby verify that the attached drawings are a true copy of the formal drawings that were filed March 5. 1998, and accepted in U.S. Application Serial No. 08/568,072. U.S. Application Serial No. 08/568,072 is incorporated herein by reference. Enclosed is a substitute specification under 37 C.F.R. § 1.125. 2. 3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i). Please cancel Claims [Text]. 4. 5. A Preliminary Amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior

application as amended at 3 and 4 above.

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6.

Basic Application Filing	\$740	\$	\$740.00				
	Number of Claims		Basic	Extra Claims			
Total Claims	18	-1	20	0	x \$18		0
Independent Claims	3	-	3	0	× \$80		0
Presentation of Multiple Dep. Claim(s) +\$270							0
Subtotal						\$	740.00
Reduction by 1/2 if small entity					 -	0	
TOTAL APPLICATION FILING FEE						\$	740.00

- 7. Please do <u>not</u> charge the filing fee to Deposit Account No. 06-0916.
- 8. The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
- 9. Amend the specification by inserting at page 1, in the first line after the title, the following paragraph:
 - --This application is a continuation of U.S. Application Serial No. 09/046,785, filed March 23, 1998, which is a continuation of U.S. Application Serial No. 08/568,072, filed December 5, 1995. U.S. Application Serial No. 08/568,072 is being relied upon and is incorporated by reference herein for any purpose.
- 10. Since applicants intend the present continuation application to have the same disclosure as parent application U.S. Application Serial No. 08/568,072, that application has been incorporated by reference into this application in an abundance of caution in the event that any of the disclosure of U.S. Application Serial No. 08/568,072 is inadvertently omitted in this submission. That incorporation by reference should not necessitate a new oath or declaration, since the declaration (a copy of which is enclosed) already was executed for the disclosure of U.S. Application Serial No. 08/568,072.
- 11. New formal drawings are enclosed.
- 12. The prior application is assigned of record to: Amgen Inc., Thousand Oaks, California, USA.

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13.	Priority of application Serial No. [Text], filed on [Text] in [Country] is claimed under 35 U.S.C. § 119. A certified copy
14.	☐ is enclosed or ☐ is on file in the prior application. A verified statement claiming small entity status
	is enclosed or is on file in the prior application.
15.	The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 26,309; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,8165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 32,120; James K. Hammond, Reg. No. 32,995; Jean B. Fordis, Reg. No. 32,120; James K. Hammond, Reg. No. 32,995; Jean B. Fordis, Reg. No. 32,120; James K. Hammond, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,120; James W. Edmondson, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,616; Bryan C. Diner, R
	Manspeizer, Reg. No. 37,540; John Rissman, Reg. No. 33,764; M.

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		Lawrence Oliverio, Reg. No. 30,915; and Therese Hendricks, Reg. No. 30,389.
16.		The power appears in the original declaration of the prior application.
17.		Since the power does not appear in the original declaration, a copy of the Associate Power of Attorney And Change of Address Attorney Statement in the prior U.S. Application Serial No. 09/046,785 is enclosed.
18.		Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, Customer Number 22,852 .
19.		Recognize as associate attorney
20.		Also enclosed is
PFTI	TION F	OR EXTENSION If any extension of time is necessary for the filing of this

<u>PETITION FOR EXTENSION</u>. If any extension of time is necessary for the filing of this application, including any extension in the parent application, U.S. Application Serial No. 09/046,785, filed March 23, 1998, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 26, 2001

Rebecca B. Scarr Reg. No. 47,057